

**SUPREME COURT MINUTES
MONDAY, DECEMBER 13, 2004
SAN FRANCISCO, CALIFORNIA**

S034473

PEOPLE v. MONTERROSO (CHRISTIAN)

Opinion filed: Judgment affirmed in full

Opinion by Baxter, J.

--- joined by George, C.J., Kennard, Werdegar,
Chin, Brown and Moreno, JJ.

S114375

A096083 First Appellate District,
Division Five

PEOPLE v. BRAXTON

Opinion filed: Judgment reversed

The Court of Appeal's judgment is reversed.
That court is directed to remand the matter to the
trial court for a hearing on defendant's motion
for a new trial on the ground of jury misconduct.

Majority Opinion by Kennard, J.,
--- joined by George, C.J., Baxter, Werdegar,
Chin, Brown and Moreno, JJ.

S129169

LUNA (JOHNNY JOE) ON H.C.

Petition ordered withdrawn

pursuant to written request of petitioner.

S030956

PEOPLE v. RAMOS (WILLIAM J.)

Time extended to consider modification or rehearing

to February 25, 2005 or the date upon which
rehearing is either granted or denied, whichever
occurs first.

S128832

B166522 Second Appellate District,
Division Three

ESCOBAR v. UNIVERSITY OF SOUTHERN
CALIFORNIA

Time extended to grant or deny review

to January 26, 2005.

SAN FRANCISCO

DECEMBER 13, 2004

1995

S052374

PEOPLE v. BROWN (STEVEN)
Extension of time granted

to February 14, 2005 to file appellant's opening brief.

S067678

PEOPLE v. MENDOZA (MARTIN)
Extension of time granted

to February 28, 2005 to file appellant's opening brief. After that date, only one further extension totaling about 31 additional days will be granted. Extension granted based upon Senior Deputy State Public Defender Marianne D. Bacher's representation that she anticipates filing the brief by 3-31-2005.

S070686

PEOPLE v. ROMERO (GERARDO)
Extension of time granted

to February 18, 2005 to file respondent's brief. After that date, only one further extension totaling about 30 additional days is contemplated. Extension granted based upon Supervising Deputy Attorney General Robert F. Katz's representation that he anticipates filing the brief by 3-20-2005.

S076721

PEOPLE v. JONES (WILLIAM)
Extension of time granted

to February 14, 2005 to file appellant's opening brief. After that date, only one further extension totaling about 30 additional days will be granted. Extension granted upon counsel Kimberly J. Grove's representation that she anticipates filing the brief by 3-15-2005.

S115318

YOUNG (ROBERT) ON H.C.
Extension of time granted

to January 3, 2005 to file the reply to the informal response to the petition for writ of habeas corpus. Extension is granted based upon

counsel Wesley A. Van Winkle's representation that he anticipates filing that document by 12/31/2004. After that date, no further extension is contemplated.

S116554

AVILA (JOHNNY) ON H.C.
Extension of time granted

to January 12, 2005 to file reply to informal response. After that date, only two further extensions totaling about 50 additional days will be granted. Extension granted based upon counsel Gary B. Wells's representation that he anticipates filing the document by 3-4-2005.

S121723

F040188 Fifth Appellate District
F040529

JOHNSON v. FORD MOTOR COMPANY
Extension of time granted

to December 16, 2004 for CIVIL RIGHTS FORUM to file its amicus curiae brief.

to December 16, 2004 for FARMERS INSURANCE EXCHANGE to file their amicus curiae brief

to December 16, 2004 for CONSUMER ATTORNEYS OF CALIFORNIA to file the amicus curiae brief.

S121933

B121917 Second Appellate District,
Division Four

SIMON v. SAN PAOLO U.S. HOLDING COMPANY
Extension of time granted

to December 20, 2004 for appellant (San Paolo) to file the answers to amicus curiae briefs of Consumer Attys. and United Policyholders.

S125912

C042077 Third Appellate District

B. (ELISA) v. S.C. (EMILY B.)
Extension of time granted

to January 18, 2005 for petitioner to file one consolidated answer brief on the merits.

S126775

HUGHES (KRISTIN) ON H.C.
Extension of time granted

to January 3, 2005 to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only five further extensions totaling about 150 additional days will be granted. Extension is granted based upon counsel Wesley A. Van Winkle's representation that he anticipates filing that document by 6/1/2005.

S127961

B159310 Second Appellate District,
Division Five

ADAMS v. LOS ANGELES UNIFIED SCHOOL DIST
Extension of time granted

Appellant's time to serve and file the opening brief on the merits is extended to and including January 31, 2005.

S128276

TODOROV (VASIL) ON H.C.
Extension of time granted

to and including January 5, 2005 for respondent to file informal response.

S129092

H027157 Sixth Appellate District

COSTELLA (DAVID LOUIS) ON H.C.
Extension of time granted

to December 21, 2004 for petitioner to file the reply to answer to petition for review.

S121723

F040188 Fifth Appellate District
F040529

JOHNSON v. FORD MOTOR COMPANY
Application to appear as counsel pro hac vice granted

Ned I. Miltenberg of the District of Columbia on behalf of Amicus Curiae Consumer Attorneys and Assoc. of Trial Lawyers of America.

S089619

PEOPLE v. ALVAREZ (FRANCISCO)
Counsel appointment order filed

appointing Mark E. Cutler to represent appellant for the direct appeal.

S126183E033503 Fourth Appellate District,
Division TwoPEOPLE v. POSLOF
Order filed

The order filed on November 10, 2004 appointing John L. Dodd as counsel is hereby modified in its entirety: "Upon request of appellant for appointment of counsel, John L. Dodd is hereby appointed to represent appellant on his appeal now pending in this court."

S108587

RULE 962 SUSPENSION

Suspension for non-payment of family support ordered

IAN NOEL, #183113, was listed by the State Department of Child Support Services as being in arrears in payment of support obligations. He later obtained the necessary release from the appropriate local Child Support agency. He has subsequently been identified by the Department of Child Support Services as again being delinquent. Pursuant to Rule 962(a) of the California Rules of Court, IT IS HEREBY ORDERED that **IAN NOEL**, be suspended from membership in the State Bar of California and from the rights and privileges of an attorney to act from and after **January 13, 2005**.

IT IS FURTHER ORDERED that upon receipt by the State Bar of California of a release issued by the appropriate local Child Support agency pursuant to Family Code 17520, the State Bar shall certify the fact of the receipt of such release to the Clerk of the Supreme Court and the suspension shall be terminated by order of this Court and he shall be fully restored to membership in the State Bar of California, and to all rights and privileges, duties and responsibilities incident thereto;

IT IS FURTHER ORDERED that until restored as above provided, he shall be precluded from practicing as an attorney at law, or an attorney or agent of another in and before all the courts, commissions and tribunals of this state, and from holding himself out to the public as an attorney or counsel at law.